

FORM NLRB-508

FORM EXEMPT UNDER 44 U.S.C. 3512

UNITED STATES OF AMERICA
NATIONAL LABOR RELATIONS BOARD
CHARGE AGAINST LABOR ORGANIZATION
OR ITS AGENTS

DO NOT WRITE IN THIS SPACE	
Case	Date Filed
3-CB-9183	9/16/2010

INSTRUCTIONS:

File an original and 4 copies of this charge and an additional copy for each organization, each local, and each individual named in Item 1 with the NLRB Regional Director of the region in which the alleged unfair labor practice occurred or is occurring.

1. LABOR ORGANIZATION OR ITS AGENTS AGAINST WHICH CHARGE IS BROUGHT

a. Name Workers United and Local 19	b. Union Representative to contact Bruce Raynor, President
c. Telephone No. & Fax No. 646-448-6402	d. Address (street, city, state and ZIP code) 49 West 27 th Street, 3 rd floor, New York, NY 10001

e. The above-named organization(s) or its agents has (have) engaged in and is (are) engaging in unfair labor practices within the meaning of section 8(b), subsection(s)(1) and (A) of the National Labor Relations Act, and these unfair labor practices are unfair practices affecting commerce within the meaning of the Act.

2. Basis of the Charge (set forth a clear and concise statement of the facts constituting the alleged unfair labor practices)

Since on or about March 19, 2010, and continuing to date, the above-named labor organizations, by their agents, officers and representatives, have failed and refused, for reasons which are arbitrary and discriminatory, to process the grievances of various members who are employed by New York State Nurses Association.

Work sites: New York, NY, and Latham, NY

3. Name of Employer New York State Nurses Association	4. Telephone No. & Fax No. 518-782-9400
5. Location of plant 11 Cornell Road, Latham, NY 12110; 120 Wall Street, 23 rd floor, NY, NY 10005	6. Employer representative to contact (b) (6), (b) (7)(C)
7. Type of establishment (factory, mine, wholesaler, etc.) Labor organization	8. Identify principal product or service Representing employees
9. Number of workers employed 140	
10. Full name of party filing charge (b) (6), (b) (7)(C)	
11. Address of party filing charge (street, city, state and ZIP code) (b) (6), (b) (7)(C)	12. Telephone No. & Fax No. (b) (6), (b) (7)(C) Cell - (b) (6), (b) (7)(C) e-mail - (b) (6), (b) (7)(C)

6. DECLARATION

I declare that I have read the above charge and that the statements therein are true to the best of my knowledge and belief.

By (b) (6), (b) (7)(C)	Title An Individual
Signature of representative or person making charge (b) (6), (b) (7)(C)	Date 9-15-2010
Address (b) (6), (b) (7)(C)	Telephone No. (b) (6), (b) (7)(C) Cell - (b) (6), (b) (7)(C) e-mail - (b) (6), (b) (7)(C)

WILLFUL FALSE STATEMENTS ON THIS CHARGE CAN BE PUNISHED BY FINE AND IMPRISONMENT
(U.S. CODE, TITLE 18, SECTION 1001)



United States Government

NATIONAL LABOR RELATIONS BOARD

Region 3 – Albany Resident Office

Clinton Avenue & North Pearl Street - Room 342

Albany, New York 12207-2350

Telephone: (518) 431-4155 Facsimile: (518) 431-4157

Web Site: <http://www.nlr.gov>

November 2, 2010

(b) (6), (b) (7)(C)

RE: Workers United and Local 19
(New York State Nurses Association)
Case 3-CB-9183

Dear (b) (6), (b) (7)(C)

The Region has carefully investigated and considered your charge against Workers United and Local 19 alleging violations under Section 8 of the National Labor Relations Act.

Decision to Dismiss: As a result of the investigation, it does not appear that further proceedings are warranted and I am dismissing your charge for the following reasons:

Your charge alleges that the Union violated Section 8(b)(1)(A) of the Act by failing to process grievances that had been filed prior to the Union's disclaimer of interest in representing the bargaining unit. The investigation revealed that the Union disclaimed interest on March 22, 2010 and subsequently declined to continue processing grievances that were pending at the time of the disclaimer. Even assuming, without concluding, that a union's duty of fair representation encompasses an obligation to complete unfinished business in such circumstances, the investigation revealed that following the disclaimer the Union disbanded and ceased to exist. In addition, the evidence revealed that the Union was unable to process the pending grievances, not only because it no longer existed, but also because it did not have the financial resources to do so. Under these circumstances, there is an insufficient basis to conclude that the Union violated its duty of fair representation. Therefore, I am dismissing your charge.

Your Right to Appeal: The National Labor Relations Board Rules and Regulations permit you to obtain a review of this action by filing an appeal with the ACTING GENERAL COUNSEL of the National Labor Relations Board. Use of the Appeal Form (Form NLRB-4767) will satisfy this requirement. However, you are encouraged to submit a complete statement setting forth the facts and reasons why you believe that the decision to dismiss your charge was incorrect.

Means of Filing: An appeal may be filed electronically, by mail, or by delivery service. Filing an appeal electronically is preferred but not required. The appeal MAY NOT be filed by fax. To file an appeal electronically, go to the Agency's website at www.nlr.gov, click on **E-GOV**, select **E-Filing**, and follow the detailed instructions. To file an appeal by mail or delivery service, address the appeal to the Acting General Counsel at the National Labor Relations Board, Attn: Office of Appeals, 1099 14th Street, N.W., Washington D.C. 20570-0001. Unless filed electronically, a copy of the appeal should also be sent to me.

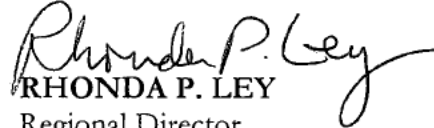
Appeal Due Date and Time: The appeal is due on November 16, 2010. If you file the appeal electronically, it will be considered timely filed if the transmission of the entire document through the Agency's website is accomplished **no later than 11:59 p.m. Eastern Time** on the due date. If you mail the appeal or send it by a delivery service, it must be received by the Acting General Counsel in Washington, D.C. by the close of business at **5:00 p.m. Eastern Time** or be postmarked or given to the delivery service no later than November 15, 2010.

Extension of Time to File Appeal: Upon good cause shown, the Acting General Counsel may grant you an extension of time to file the appeal. A request for an extension of time may be filed electronically, by fax, by mail, or by delivery service. To file electronically, go to www.nlr.gov, click on **E-Gov**, select **E-Filing**, and follow the detailed instructions. The fax number is (202) 273-4283. A request for an extension of time to file an appeal **must be received on or before the original appeal due date**. A request for an extension of time that is mailed or given to the delivery service and is postmarked or delivered to the service before the appeal due date but received after the appeal due date will be rejected as untimely. Unless filed electronically, a copy of any request for extension of time should be sent to me.

Confidentiality/Privilege: Please be advised that we cannot accept any limitations on the use of any appeal statement or evidence in support thereof provided to the Agency. Thus, any claim of confidentiality or privilege cannot be honored, except as provided by the FOIA, 5 U.S.C. 552, and any appeal statement may be subject to discretionary disclosure to a party upon request during the processing of the appeal. In the event the appeal is sustained, any statement or material submitted may be subject to introduction as evidence at any hearing that may be held before an administrative law judge. Because we are required by the Federal Records Act to keep copies of documents used in our case handling for some period of years after a case closes, we may be required by the FOIA to disclose such records upon request, absent some applicable exemption such as those that protect confidential source, commercial/financial information or personal privacy interests (e.g., FOIA Exemptions 4, 6, 7(C) and 7(d), 5 U.S.C. § 552(b)(4), (6), (7)(C), and (7)(D)). Accordingly, we will not honor any requests to place limitations on our use of appeal statements or supporting evidence beyond those prescribed by the foregoing laws, regulations, and policies.

Notice to Other Parties of Appeal: You should notify the other party(ies) to the case that an appeal has been filed. Therefore, at the time the appeal is sent to the Acting General Counsel, please complete the enclosed Appeal Form (NLRB-4767) and send one copy of the form to all parties whose names and addresses are set forth in this letter.

Very truly yours,


RHONDA P. LEY
Regional Director

RPL/lm

Enclosure: Appeal forms

cc: Copy in E-Room

(b) (6), (b) (7)(C)

New York State Nurses Association
11 Cornell Road
Latham, NY 12110

(b) (6), (b) (7)(C)

New York State Nurses Association
120 Wall St.
23rd Floor
NY, NY 10005

Bruce Raynor, President
Workers United and Local 19
49 West 27th Street, 3rd floor
New York, NY 10001

Raymond G. McGuire
Kauff McGuire & Margolis, LLP
950 Third Avenue, 14 Floor
New York, NY 10022



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD
OFFICE OF THE GENERAL COUNSEL
Washington, D.C. 20570

December 17, 2010

Re: Workers United and Local 19
(New York State Nurses Association)
Case No. 3-CB-9183

(b) (6), (b) (7)(C)

Dear (b) (6), (b) (7)(C)

Your appeal from the Regional Director's refusal to issue complaint has been carefully considered. The appeal is denied substantially for the reasons set forth in the Regional Director's letter of November 2, 2010.

Contrary to your contention on appeal, the evidence fails to establish that Workers United had an obligation to process grievances previously filed by Local 19 after Local 19 disclaimed interest in representing the unit. The evidence establishes, in fact, that following its disclaimer of interest, Local 19 became financially insolvent and ceased to exist. As there is no evidence to suggest that Local 19's Section 9(a) status as the exclusive bargaining representative was ever transferred to Workers United, or that Workers United otherwise officially stepped into the shoes as the bargaining representative of the unit, a duty of fair representation never extended to Workers United. Under these circumstances, the employer also had no obligation to recognize Workers United as the 9(a) bargaining representative of the unit for the purposes of grievance processing or otherwise. Accordingly, further proceedings are unwarranted.

Sincerely,

Lafe E. Solomon
Acting General Counsel

By _____
Yvonne T. Dixon, Director
Office of Appeals

cc: Rhonda P. Ley, Regional Director
National Labor Relations Board
Niagara Center Bldg.
130 South Elmwood Avenue, Suite 630
Buffalo, NY 14202

(b) (6), (b) (7)(C)
New York State Nurses Association
11 Cornell Road
Latham, NY 12110

Bruce Raynor, President
Workers United and Local 19
49 West 27th Street, 3rd Floor
New York, NY 10001

Raymond G. McGuire
Kauff McGuire & Margolis, LLP
950 Third Avenue, 14th Floor
New York, NY 10022

(b) (6), (b) (7)(C)

New York State Nurses Association
120 Wall Street, 23rd Floor
New York, NY 10005

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UNITED STATES OF AMERICA
NATIONAL LABOR RELATIONS BOARD
**CHARGE AGAINST LABOR ORGANIZATION
OR ITS AGENTS**

DO NOT WRITE IN THIS SPACE	
Case	Date Filed
3-CB-9209	11/16/2010

INSTRUCTIONS: File an original with NLRB Regional Director for the region in which the alleged unfair labor practice occurred or is occurring.

1. LABOR ORGANIZATION OR ITS AGENTS AGAINST WHICH CHARGE IS BROUGHT			
a. Name Local 471, Rochester Regional Joint Board, Workers United		b. Union Representative to contact Gary Bonadonna	
c. Address (Street, city, state, and ZIP code) 750 East Avenue Rochester NY 14607		d. Tel. No. 585-473-3280	e. Cell No.
		f. Fax No.	g. e-Mail
h. The above-named organization(s) or its agents has (have) engaged in and is (are) engaging in unfair labor practices within the meaning of section 8(b), subsection(s) (list subsections) 1(A) of the National Labor Relations Act, and these unfair labor practices are unfair practices affecting commerce within the meaning of the Act, or these unfair labor practices are unfair practices affecting commerce within the meaning of the Act and the Postal Reorganization Act.			
2. Basis of the Charge (set forth a clear and concise statement of the facts constituting the alleged unfair labor practices) Since on or about, (b) (6), (b) (7)(C) 2010, and continuously thereafter, it, a labor organization, by its officers, agents and representatives, restrained and coerced, and is restraining and coercing (b) (6), (b) (7)(C) in the exercise of (b) (6), (b) (7)(C) rights to self organization, to form, join, or assist labor organizations, to bargain collectively through representatives of employees' own choosing, and to engage in other concerted activities for the purpose of collective bargaining, or other mutual aid or protection, or to refrain from any or all of such activities, which rights are guaranteed by Section 7 of the said Act, by, but not limited to, failing to properly process (b) (6), (b) (7)(C) discharge grievance.			
3. Name of Employer Saratoga Gaming and Raceway		4a. Tel. No. 518-583-0995	b. Cell No.
		c. Fax No.	d. e-Mail
5. Location of plant involved (street, city, state and ZIP code) 342 Jefferson St Saratoga Springs NY 12866		6. Employer representative to contact T.R. Krawcyck	
7. Type of establishment (factory, mine, wholesaler, etc.) restaurant	8. Identify principal product or service food service and gambling	9. Number of workers employed 250	
10. Full name of party filing charge (b) (6), (b) (7)(C)		11a. Tel. No. (b) (6), (b) (7)(C)	b. Cell No.
		c. Fax No.	d. e-Mail
11. Address of party filing charge (street, city, state and ZIP code.) (b) (6), (b) (7)(C)			
12. DECLARATION I declare that (b) (6), (b) (7)(C) we read the above charge and that the statements therein are true to the best of my knowledge and belief. By (b) (6), (b) (7)(C) (b) (6), (b) (7)(C) (Signature of representative of person making charge) (Print/type name and title or office, if any) (b) (6), (b) (7)(C) Address (date) 11/15/10		Tel. No. (b) (6), (b) (7)(C) Cell No. Fax No. e-Mail	

WILLFUL FALSE STATEMENTS ON THIS CHARGE CAN BE PUNISHED BY FINE AND IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001)

PRIVACY ACT STATEMENT

Solicitation of the information on this form is authorized by the National Labor Relations Act (NLRA), 29 U.S.C. § 151 et seq. The principal use of the information is to assist the National Labor Relations Board (NLRB) in processing unfair labor practice and related proceedings or litigation. The routine uses for the information are fully set forth in the Federal Register, 71 Fed. Reg. 74942-43 (Dec. 13, 2006). The NLRB will further explain these uses upon request. Disclosure of this information to the NLRB is voluntary; however, failure to supply the information will cause the NLRB to decline to invoke its processes.



United States Government
NATIONAL LABOR RELATIONS BOARD
Region 3 – Albany Resident Office
Clinton Avenue & North Pearl Street - Room 342
Albany, NY 12207-2350

Telephone: (518) 431-4155 Facsimile: (518) 431-4157

December 20, 2010

Michael T. Harren, Esq.
1160 Crossroads Bldg, 2 State Street
Rochester, NY 14614

Richard Burstein, Esq.
Nolan & Heller, LLP
39 North Pearl Street #3
Albany, NY 12207

**RE: Local 471, Rochester Regional Joint Board,
Workers United (Saratoga Gaming and
Raceway)
CASE 3-CB-9209 and 3-CA-27866**

Dear Mr. Harren:

This is to advise you that on December 20, 2010 the Charging Party's request to withdraw the charges in the subject cases was approved.

Very truly yours,

/s/RHONDA P. LEY
RHONDA P. LEY
Regional Director

cc:

(b) (6), (b) (7)(C)

Gary Bonadonna
Local 471, Rochester Regional Joint Board,
Workers United
750 East Avenue
Rochester, NY 14607

Thomas R. Krawcyk
Saratoga Gaming and Raceway
342 Jefferson St.
Saratoga Springs, NY 12866

UNITED STATES OF AMERICA
NATIONAL LABOR RELATIONS BOARD
IO CHARGE AGAINST LABOR ORGANIZATION
OR ITS AGENTS

DO NOT WRITE IN THIS SPACE	
Case 03-CB-078012	Date Filed 4/3/2012

INSTRUCTIONS:

File an original and 4 copies of this charge and an additional copy for each organization, each local, and each individual named in item 1 with the NLRB Regional Director of the region in which the alleged unfair labor practice occurred or is occurring.

1 LABOR ORGANIZATION OR ITS AGENTS AGAINST WHICH CHARGE IS BROUGHT		
a. Name Workers United Rochester Regional Joint Board	b. Union Representative to contact Gary Bonadonna	
c. Telephone No. (585) 242-7551	d. Address (street, city, state and ZIP code) 750 East Avenue, Rochester, NY 14620	
The above-named employer has engaged in and is engaging in unfair labor practices within the meaning of section 8(b), subsection(s) <u>1 (A)</u> of the National Labor Relations Act, and these unfair labor practices are unfair practices affecting commerce within the meaning of the Act		
<p>Within the 10(b) period, and continuously thereafter, it, a labor organization, by its officers, agents, and representatives, restrained and coerced and is restraining and coercing (b) (6), (b) (7)(C) an employee of Xerox, in the exercise of (b) (6), (b) (7)(C) rights to self-organization, to form, join, or assist labor organizations, to bargain collectively through representatives of their own choosing, and to engage in other concerted activities for the purpose of collective bargaining or other mutual aid or protection, or to refrain from any or all of such activities, which rights are guaranteed in Section 7 of the said Act by, including but not limited to, failing to process a grievance through arbitration.</p>		
3. Name of Employer Xerox	4. Telephone No. (585) 422-2122 Fax	
5. Location of plant involved (street, city, state and ZIP code) 800 Phillips Road, Webster, NY 14580	6. Employer representative Carlos rodriguez	
7. Type of establishment (factory, mine, wholesaler, etc.) Manufacturing	8. Identify principal product or service Printing	9. Number of workers employed 1000
10. Full name of party filing charge (b) (6), (b) (7)(C)		
11. Address of party filing charge (street, city, state and ZIP code) (b) (6), (b) (7)(C) (b) (6), (b) (7)(C)		12. Telephone No. (b) (6), (b) (7)(C)
DECLARATION (b) (6), (b) (7)(C) The statements therein are true to the best of my knowledge and belief.		
By (b) (6), (b) (7)(C) (signature)	An Individual (title or office, if any)	
Address (b) (6), (b) (7)(C)	Telephone No. (b) (6), (b) (7)(C)	4-3-12 (date)



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD

REGION 3
130 S ELMWOOD AVE
STE 630
BUFFALO, NY 14202-2387

Agency Website: www.nlr.gov
Telephone: (716)551-4931
Fax: (716)551-4972

April 10, 2012

GARY BONADONNA
WORKERS UNITED ROCHESTER REGIONAL JOINT BOARD
750 EAST AVE
ROCHESTER, NY 14607-2100

Re: Workers United Rochester Regional Joint
Board (Xerox)
Case 03-CB-078012

Dear Mr. BONADONNA:

This is to advise you that I have approved the withdrawal of the charge in the above matter.

Very truly yours,

/s/ RHONDA P. LEY

RHONDA P. LEY
Regional Director

cc:

(b) (6), (b) (7)(C)

CARLOS RODRIGUEZ
XEROX
800 PHILLIPS RD
WEBSTER, NY 14580-9720

UNITED STATES OF AMERICA
NATIONAL LABOR RELATIONS BOARD
**CHARGE AGAINST LABOR ORGANIZATION
OR ITS AGENTS**

DO NOT WRITE IN THIS SPACE

Case
03-CB-105362

Date Filed
5/17/2013

INSTRUCTIONS: File an original with NLRB Regional Director for the region in which the alleged unfair labor practice occurred or is occurring.

1. LABOR ORGANIZATION OR ITS AGENTS AGAINST WHICH CHARGE IS BROUGHT

a. Name Rochester Regional Joint Board Workers United, Local 471		b. Union Representative to contact Gary Bonadonna	
c. Address (Street, city, state, and ZIP code) 750 East Ave., Rochester, New York 14607		d. Tel. No. 585-473-3280	e. Cell No.
		f. Fax No.	g. e-Mail
h. The above-named organization(s) or its agents has (have) engaged in and is (are) engaging in unfair labor practices within the meaning of section 8(b), subsection(s) (list subsections) (1)(A) of the National Labor Relations Act, and these unfair labor practices are unfair practices affecting commerce within the meaning of the Act, or these unfair labor practices are unfair practices affecting commerce within the meaning of the Act and the Postal Reorganization Act.			

2. Basis of the Charge (set forth a clear and concise statement of the facts constituting the alleged unfair labor practices)
Since on or about (b) (6), (b) (7)(C) 2013, and continuously thereafter, it, a labor organization, by its officers, agents and representatives, has breached its duty of fair representation by failing and refusing to process a grievance for employee (b) (6), (b) (7)(C) regarding failure of (b) (6), (b) (7)(C) receipt over overtime pay.

3. Name of Employer Sodexo, Inc.		4a. Tel. No. 301-987-4578	b. Cell No. 240-780-6349
		c. Fax No. 301-987-4499	d. e-Mail aaron.schindel@sodexo.com
5. Location of plant involved (street, city, state and ZIP code) 9801 Washington Blvd., STE 1258, Gaithersburg, MD 20878-7373		6. Employer representative to contact Aaron J. Schindel, Esq.	
7. Type of establishment (factory, mine, wholesaler, etc.) food services	8. Identify principal product or service food services	9. Number of workers employed approx. 20	
10. Full name of party filing charge (b) (6), (b) (7)(C)		11a. Tel. No.	b. Cell No. (b) (6), (b) (7)(C)
		c. Fax No.	d. e-Mail
11. Address of party filing charge (street, city, state and ZIP code.) (b) (6), (b) (7)(C)			

I declare that the above charge (b) (6), (b) (7)(C) is true to the best of my knowledge and belief.
By (b) (6), (b) (7)(C) an individual
(signature of representative of person making charge) (Print/type name and title or office, if any)

(b) (6), (b) (7)(C)
Address (date) 05-17-13

Tel. No.
Cell No. (b) (6), (b) (7)(C)
Fax No.
e-Mail

WILLFUL FALSE STATEMENTS ON THIS CHARGE CAN BE PUNISHED BY FINE AND IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001)

PRIVACY ACT STATEMENT

Solicitation of the information on this form is authorized by the National Labor Relations Act (NLRA), 29 U.S.C. § 151 et seq. The principal use of the information is to assist the National Labor Relations Board (NLRB) in processing unfair labor practice and related proceedings or litigation. The routine uses for the information are fully set forth in the Federal Register, 71 Fed. Reg. 74942-43 (Dec. 13, 2006). The NLRB will further explain these uses upon request. Disclosure of this information to the NLRB is voluntary; however, failure to supply the information will cause the NLRB to decline to invoke its processes.



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD

REGION 3
130 S ELMWOOD AVE
STE 630
BUFFALO, NY 14202-2387

Agency Website: www.nlrb.gov
Telephone: (716)551-4931
Fax: (716)551-4972

May 21, 2013

GARY BONADONNA
ROCHESTER REGIONAL JOINT BOARD WORKERS UNITED, LOCAL 471
750 EAST AVE
ROCHESTER, NY 14607-2100

Re: Rochester Regional Joint Board Workers
United, Local 471 (Sodexo, Inc.)
Case 03-CB-105362

Dear Mr. BONADONNA:

This is to advise you that I have approved the withdrawal of the charge in the above matter.

Very truly yours,

/s/ RHONDA P. LEY

RHONDA P. LEY
Regional Director

cc: (b) (6), (b) (7)(C) An Individual

(b) (6), (b) (7)(C)

AARON J. SCHINDEL, ESQ.
SODEXO, INC.
9801 WASHINGTON BLVD
STE 1258
GAITHERSBURG, MD 20878-7373

INTERNET
FORM NLRB-508
(2-08)UNITED STATES OF AMERICA
NATIONAL LABOR RELATIONS BOARD
CHARGE AGAINST LABOR ORGANIZATION
OR ITS AGENTS

FORM EXEMPT UNDER 44 U.S.C. 3512

DO NOT WRITE IN THIS SPACE	
Case	Date Filed
3-CC-1554	08/30/2010

INSTRUCTIONS: File an original with NLRB Regional Director for the region in which the alleged unfair labor practice occurred or is occurring.

1. LABOR ORGANIZATION OR ITS AGENTS AGAINST WHICH CHARGE IS BROUGHT			
a. Name Local 471 Rochester Regional Joint Board, Workers United, SEIU, and its agent (b) (6), (b) (7)(C)		b. Union Representative to contact Gary Bonadonna	
c. Address (Street, city, state, and ZIP code) 750 East Avenue, Rochester, NY 14607		d. Tel. No. 585-473-3280	e. Cell No.
		f. Fax No. 585-473-2109	g. e-Mail
h. The above-named organization(s) or its agents has (have) engaged in and is (are) engaging in unfair labor practices within the meaning of section 8(b), subsection(s) (list subsections) (4)(i)(B) of the National Labor Relations Act, and these unfair labor practices are unfair practices affecting commerce within the meaning of the Act, or these unfair labor practices are unfair practices affecting commerce within the meaning of the Act and the Postal Reorganization Act.			
2. Basis of the Charge (set forth a clear and concise statement of the facts constituting the alleged unfair labor practice(s)) Since a date within the past six (6) months, the above named labor organization and its agent (b) (6), (b) (7)(C) have threatened, coerced and restrained Bullock Hospitality, LLC and other employers and persons engaged in commerce or an industry affecting commerce where an object is to force or require them to cease doing business with 400 HIE LLC.			
3. Name of Employer Bullock Hospitality, LLC, 400 Old Loudon Road, Latham, NY 12210		4a. Tel. No. 518-783-6161	b. Cell No.
		c. Fax No. 518-785-0231	d. e-Mail
5. Location of plant involved (street, city, state and ZIP code) 400 Old Loudon Road, Latham, NY 12210		6. Employer representative to contact	
7. Type of establishment (factory, mine, wholesaler, etc.) Hotel	8. Identify principal product or service Hospitality	9. Number of workers employed 50+/-	
10. Full name of party filing charge Bullock Hospitality, LLC		11a. Tel. No. 518-783-6161	b. Cell No.
		c. Fax No. 518-785-0231	d. e-Mail
11. Address of party filing charge (street, city, state and ZIP code.) 400 Old Loudon Road, Latham, NY 12210			
12. DECLARATION I declare that I have read the above charge and that the statements therein are true to the best of my knowledge and belief. By <u>Tod Hanlon</u> (signature of representative or person making charge) <u>Tod Hanlon, President</u> (Printtype name and title or office, if any)		Tel. No. 518-783-6161	
		Cell No.	
		Fax No. 518-785-0231	
Bullock Hospitality, LLC Address 400 Old Loudon Road, Latham, NY 12210 (date) 8/27/10		e-Mail	

WILLFUL FALSE STATEMENTS ON THIS CHARGE CAN BE PUNISHED BY FINE AND IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001)

PRIVACY ACT STATEMENT

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United States Government
NATIONAL LABOR RELATIONS BOARD
Region 3 – Albany Resident Office
Clinton Avenue & North Pearl Street - Room 342
Albany, NY 12207-2350

Telephone: (518) 431-4155 Facsimile: (518) 431-4157

January 28, 2011

Gary Bonadonna
Local 471, Rochester Regional Joint Board,
Workers United, SEIU, and its agent (b) (6), (b) (7)(C)
760 East Avenue
Rochester, NY 14607

**RE: Local 471, Rochester Regional Joint Board,
Workers United, SEIU, and its agent (b) (6), (b) (7)(C)
(b) (6), (b) (7)(C) (Bullock Hospitality, LLC)
CASE 3-CC-1554 and 3-CP-412**

Dear Mr. Bonadonna:

This is to advise you that I have conditionally approved the withdrawal request which the Charging Party has submitted in the above matter. I have conditionally approved the withdrawal request based on representation that a private settlement is imminent between the parties. My approval of the withdrawal request is conditioned upon the performance of the undertakings in any private settlement reached between the parties. Upon evidence that such a settlement has not been reached, the charges are subject to reinstatement for further processing.

Very truly yours,

/s/ MICHAEL J. ISRAEL
MICHAEL J. ISRAEL
Acting Regional Director

cc:

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